

CERTIFICATION FOR ADMINISTRATIVE RECORD

I, Karen Maples, am the Regional Hearing Clerk of the Environmental Protection Agency, Region II. I hereby certify that I have custody of the administrative record for the administrative proceeding; In the Matter of **Andrew B. Chase, a/k/a Andy Chase, Chase Services, Inc. Chase Convenience Stores, Inc., and Chase Commercial Land Development, Inc., Docket No. RCRA-02-2011-7503**, and that the attached list of documents identifies each document contained in the record.



Karen Maples
Regional Hearing Clerk
USEPA - Region II
290 Broadway, 16th Floor
New York, New York 10007-1866

Dated: July 3, 2013

ADMINISTRATIVE DOCKET

Andrew B, Chase, a/k/a Andy Chase, Chase Services, Inc., Chase Convenience Stores, Inc. and Chase Commercial Land Development, Inc.

Docket No. RCRA-02-2011-7503

1. Complainant's Complaint, Compliance Order and Notice of Opportunity for Hearing filed April 7, 2011. (Chase117503.Complaint.pdf)
2. Letter to RHC regarding motion for extension of time to file an answer filed May 6, 2011. (Chase117503.Ltr56.pdf)
3. Certificate of service to both parties serving RJO's order granting an extension of time to file an answer to complaint filed May 11, 2011. (Chase117503.COS511.pdf)
4. Answer filed June 8, 2011. (Chase117503. Answer.pdf).
5. Letter to Chief ALJ requesting assignment of an presiding officer filed June 15, 2011. (Chase117503.ALJltr.pdf).
6. Letter to Atty Pilmpton regarding ADR filed June 20, 2011. (Chase117503.ADRtwp.pdf)
7. Letter to Atty Spielmann regarding ADR filed June 20, 2011. (Chase117503.ADRls.pdf)
8. Order of Designation ALJ Susan L. Biro filed July 7, 2011.. (Chase117503.OOD.pdf)
9. Prehearing Order filed July 14, 2011. (Chase117503.PO.pdf).
10. Motion to extend deadlines set forth in prehearing order filed July 13, 2011. (Chase117503.Motion713.pdf)
11. Letter to RHC regarding respondent's response to Atty Spielmann's motion to extend deadlines set forth in prehearing order filed July 19, 2011. (Chase117503.Ltr719.pdf)
12. Order granting motion to extend deadlines set forth in prehearing order filed July 20, 2011. (Chase117503.Order720.pdf)
13. Order extending prehearing exchanges deadlines filed August 17, 2011. (Chase117503.Order817.pdf)

14. Status report/motion to extend prehearing exchange deadlines filed August 15, 2011. (Chase117503.SR815.pdf)
15. Third order extending prehearing exchange deadlines filed October 13, 2011. (Chase117503.Order1013.pdf)
16. Complainant's initial prehearing exchange (attachments not scanned) filed November 10, 2011. (Chase117503.CIPE.pdf)
17. Complainant's rebuttal prehearing exchange filed December 15, 2011. (Chase117503CRPE.pdf)
18. Motion to extend deadline for filing dispositive motions filed December 22, 2011. (Chase117503.Motion1222.pdf)
19. Notice of hearing and scheduling order and order on motion to extend filing deadline for dispositive motions filed January 5, 2012. (Chase117503.Notice15.pdf)
20. Order rescheduling hearing filed January 6, 2012. (Chase117503)
21. Motion for partial reconsideration of the order of December 22, 2011 filed January 5, 2012. (Chase117503.Motion15.pdf)
22. Letter to RHC regarding Respondent's response to motion for partial reconsideration of December 22, 2011 filed January 5, 2012. (Chase117503.Ltr15.pdf)
23. Addendum to expedited motion to extend deadline for filing disposition motions filed January 30, 2012. (Chase117503.Addendum130.pdf)
24. Expedited motion to extend deadline for filing dispositive motions filed January 30, 2012. (Chase117503.Motion130.pdf)
25. Order on Complainant's motion to extend deadline for filing dispositive motions filed February 1, 2012. (Chase117503.Order21.pdf)
26. Order of redesignation ALJ M. Lisa Bushmann filed February 2, 2012. (Chase117503.OOR.pdf)
27. Notice of motion filed February 10, 2012. (Chase117503.Notice210.pdf)
28. February 14, 2012 status report filed February 14, 2012. (Chase117503.SR214.pdf)

29. Letter to ALJ Buschmann regarding recent motion for accelerated decision enclosed is a table of authorities filed February 14, 2012. (Chase117503.Ltr214.pdf)
30. Letter to RHC regarding motion for extension of time to file a response to the motion for acceleration decision filed February 22, 2012. (Chase117503.Ltr222.pdf)
31. Motion to supplement Complainant's prehearing exchange filed February 22, 2012. (Chase117503.MTSCPE222.pdf)
32. Order on Motion for extension of time to file response to motion for accelerated decision filed February 23, 2012. (Chase117503.Order223.pdf)
33. March 1, 2012 status report filed March 2, 2012. (Chase117503SR31.pdf)
34. Status report /request for time to file non-dispositive motions filed March 16m 2013. (Chase117503SR316.pdf)
35. Order on Complainant's request for time to file non-dispositive motions filed March 23, 2012. (Chase117503.Order323.pdf)
36. Letter to ALJ Buschmann regarding submission of joint stipulations filed March 23, 2012. (Chase117503.Ltr323.pdf)
37. Status report/request for conference or extension of hearing date filed March 27, 2012. (Chase117503.SR327.pdf)
38. Motion to compel production financial records/to preclude/to draw adverse inferences filed March 27, 2012. (Chase117503.Motion327.pdf)
39. Declaration of Thomas W. Plimpton in opposition to Complainant's motion for partial accelerated decision filed March 30, 2012. (Chase117503.Declaration330.pdf)
40. Complainant's memorandum in reply to Respondent's opposition to Complainant's motion to partial accelerated decision filed April 5, 2012. (Chase117503.CMIRTROTCMFPAD45.pdf)
41. Order on Complainant's motions to supplement prehearing exchange and to compel production of documents and order rescheduling hearing filed May 15, 2012. (Chase117503.Order515.pdf)
42. Motion to preclude respondent's from introducing documentation relevant to claim of liability to pay/financial hardship, and to draw adverse inferences thereto filed June 15, 2012. (Chase117503.Motions615.pdf)

43. Letter to RHC regarding Respondent's "Declaration of Thomas W. Plimpton in opposition to preclude Respondent's from introducing documentation relevant to claim of inability to pay/financial hardship and to draw adverse inferences thereto filed June 26, 2012. (Chase117503.Declaration626.pdf)
44. Order on Complainant's motion for partial accelerated decision filed June 26, 2012. (Chase117503.Order626.pdf)
45. Order on Complainant's motion to preclude documentation and draw adverse inference filed June 29, 2012. (Chase117503.Order629.pdf)
46. July 2nd status report filed July 2, 2012. (Chase117503.72SR.pdf)
47. Notice of appearance filed July 2, 2012. (Chase117503.NOA.pdf)
48. Declaration of Thomas W. Plimpton in opposition to preclude Respondent's from introducing documentation relevant to claim of inability to pay/financial hardship and to draw adverse inferences thereto filed July 3, 2012. (Chase117503.Declaration73.pdf)
49. Joint motion to cancel hearing and for the court to issue an initial decision based on the written record filed July 11, 2012. (Chase117503.Jmotion711.pdf)
50. Order granting joint motion to cancel hearing for the court to issue an initial decision based on the written record filed July 19, 2012. (Chase117503.Order719.pdf)
51. Letter to ALJ Buschmann regarding the sum of 21 violations filed July 24, 2012. (Chase117503.Ltr724.pdf)
52. Motion for additional time to file initial brief filed July 25, 2012. (Chase117503.Motion725.pdf)
53. Order on motion for additional time to file initial brief filed July 27, 2012. (Chase117503.Order727.pdf)
54. Declaration of Paul M. Sacker in support of assessing the penalty sought against Respondents in each of counts 1 through 16, 18, 19, and 21 of the complaint filed August 8, 2012. (Chase117503.Declartion89.pdf)
55. Memorandum of law in support of order injunctive relief and assessing the penalties the Complainant seeks against Respondents for the violations this court found in its June 2012 ruling on Complainant's partial accelerated decision motion filed August 8, 2012. (Chase117503.Memorandum89.pdf)

56. Response brief of respondents filed September 4, 2012.
(Chase117503.Response94.pdf)
57. Motion to revise date of EPA's reply brief filed September 5, 2012.
(Chase117503.Motion95.pdf)
58. Order on motion to revise date for EPA's reply brief filed September 7, 2012.
(Chase117503.Order97.pdf)
59. Complainant's memorandum in reply to Respondent's "Response brief of Respondent's" dated August 29, 2012 filed on September 24, 2012.
(Chase117503.Replu924.pdf)
60. Motion to supplement EPA's September 24th reply brief filed on October 1, 2012. (Chase117503.Motion31.pdf)
61. Initial decision filed on June 21, 2013. (Chase117503.ID.pdf)
62. Certification and Index of Record filed on July 3, 2013
(Chase117503.Cert.pdf)